

1
2
3
4
5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT TACOMA

8 UNITED STATES OF AMERICA,

9 Plaintiff,

10 v.

11 CESAR CASTILLO-VACA,

12 Defendant.

CASE NO. CR14-5001BHS

ORDER

13 This matter comes before the Court on the Defendant's stipulated motion to continue the
14 trial date. The Court has considered the stipulated motion, the declaration of defense counsel in
15 support of the motion and the Defendant's speedy trial waiver and makes the following findings
16 of fact and conclusions of law:

17 1. Discovery in this case is on-going, and the defense has been notified that the
18 government intends to file a superseding indictment.

19 2. Taking into account the exercise of due diligence, a continuance is necessary to allow
20 the defendant the reasonable time for effective preparation his defense, to explore resolution of
21 this case before trial and to substantially ensure continuity of defense counsel. 18 U.S.C. §
22 3161(h)(7)(B)(iv).

1 3. Proceeding to trial absent adequate time for the defense to prepare would result in a
2 miscarriage of justice. 18 U.S.C. §3161(h)(7)(B)(i).

3 4. The ends of justice served by granting this continuance outweigh the best interests of
4 the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A) and (B).

5 5. Defendant waived speedy trial through June 12, 2014.

6 NOW, THEREFORE, IT IS HEREBY ORDERED

7 That the trial date is continued from February 25, 2014, to May 13, 2014, at 9:00 a.m.
8 Pretrial Conference is set for May 7, 2014, at 1:30 p.m. The resulting period of delay from
9 February 14, 2014, to May 13, 2014, is hereby excluded for speedy trial purposes under 18
10 U.S.C. § 3161(h)(7)(A) and (B).

11 Dated this 20th day of February, 2014.

12
13 

14 BENJAMIN H. SETTLE
15 United States District Judge
16
17
18
19
20
21
22